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PTO/SB/05 (03-01)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. 848075/0074  
First Inventor Kenji ABE, et al.  
Title PORTABLE TERMINAL AND OPENING OR CLOSING METHOD THEREFOR  
Express Mail Label No. EV 320044940US

(Only for new nonprovisional applications under 37 CFR 1.53(b))

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☐ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 52]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 22]
5. Oath or Declaration [Total Pages 3]
  - a. ☐ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
  - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☒ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Mail Stop Patent Application  
Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: Unexecuted Declaration. Check in the amount of \$770.00, and return receipt postcard.

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_/\_\_\_\_\_

Prior application information:

Examiner: \_\_\_\_\_

Group Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label Cust. No. 29619 or ☐ Correspondence address below

Name Schulte Roth & Zabel, LLP

Address 919 Third Avenue

City New York, State NY Zip Code 10022

Country United States of America Telephone (212) 756-2000 Fax (212) 593-5955

Name (Print/Type) Malcolm J. Duncan Registration No. (Attorney/Agent) 50,651

Signature Date 3/10/04

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.



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**CERTIFICATE OF EXPRESS MAILING**

EXPRESS MAIL Mailing Label Number EV 320044940 US

Date of Deposit: March 10, 2004

I hereby certify under 37 CFR 1.10 that this correspondence and enumerated documents is caused to be deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Patent Application, PO Box 1450, Alexandria, VA 22313-1450.

Name:

Malcolm J. Duncan

Signature:

  
Schulte Roth & Zabel, LLP

Docket No. :848075/0074

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**PATENT APPLICATION TRANSMITTAL**

COMMISSIONER OF PATENTS  
**MAIL STOP PATENT APPLICATION**  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is a utility patent application

Of: Kenji ABE, et al.

For: PORTABLE TERMINAL AND OPENING OR CLOSING METHOD THEREFOR

ENCLOSED are the following:

1. ☒ Specification, abstract and claims (52 pages)
2. ☒ 22 sheets of ☐ formal ☒ informal drawings (Figs. 1-26B)  
Suggested Figure for Publication: 3
3. ☒ Combined Declaration and Power of Attorney  
☐ signed ☒ unsigned  
☐ Copy from a prior application (for continuation/divisional)
4. ☒ Application Data Sheet
5. ☐ Preliminary Amendment
6. ☐ Information Disclosure Statement and PTO-1449
7. ☐ Assignment and Assignment Recordation sheet (*Fee calculated separately*)
8. ☐ The prior application is assigned to: \_\_\_\_\_  
The assignment was recorded on \_\_\_\_\_ at reel \_\_\_\_\_ and frame \_\_\_\_\_.  
☐ A copy of the assignment from the prior application is enclosed.
9. ☐ Non-Publication Request

10. ☐ Other: Certificate of Limited Recognition Under 37 CFR § 10.9(b).

**NOTE the following:**

11. ☐ This application is made under 37 C.F.R. § 1.53 (b) and is a  
☐ Continuation ☐ Continuation-In-Part ☐ Divisional  
of Prior Application No. \_\_\_\_\_ filed \_\_\_\_\_
12. ☐ An Extension of time is filed concurrently herewith for the parent application.
13. Small Entity Status:  
☐ Applicant is a small entity  
☐ Small entity status claimed in the parent application is no longer proper
14. ☒ Applicants claim priority from the following application(s) under 35 U.S.C. § 119:
15. ☐ Applicants claim priority from the following application(s) under 35 U.S.C. § 120:

<u>Serial Number</u>	<u>Country</u>	<u>Filing Date</u>	<u>Certified Copy Encl.</u>
2003-64250	Japan	March 10, 2003	Yes
2003-113435	Japan	April 17, 2003	Yes

16. ☐ Cancel claims \_\_\_\_\_ prior to calculation of the filing fee.

**FILING FEE:** calculated below (after accounting for any preliminary amendment or claims cancellations if noted above):

Basic Filing Fee			\$770.00
Total No. Claims 24	Extra Claims(Total-20) 4	Fee / claim \$18.00	\$72.00
Total No. Independent Claims 2	Extra Independ.(No.-3) 0	Fee / claim \$86.00	
Multiple dependent claim? + \$280			
<b>Sub-Total</b>			<b>\$842.00</b>
Small Entity? less 50%			0
<b>TOTAL FEE DUE</b>			<b>\$842.00</b>

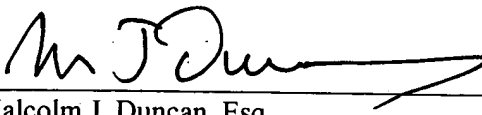
17. ☒ A check in the amount of \$770.00 is enclosed (must at least cover the basic fee).  
☒ The Commissioner is authorized to charge \$72.00 for the extra claims fee to Deposit Account No. 50-0675.

In the event that a petition for extension of time is required to be submitted in the pending prior application, and in the event that a separate petition for the pending prior application is not filed on even date, applicant hereby petitions under 37 C.F.R.1.136(a) for an extension of time in the pending prior application of as many months as are required to render this submission timely. The Commissioner is authorized to charge any fees due in connection with such a petition to Deposit Account No. 50-0675.

**The Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 50-0675, Order No. 848075/0074.**

A duplicate copy of this sheet is enclosed.

Date: March 10, 2004

  
\_\_\_\_\_  
Malcolm J. Duncan, Esq.  
Reg. No. 50,651

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